

REVEO-0039USAADN02
10/759,385

REMARKS

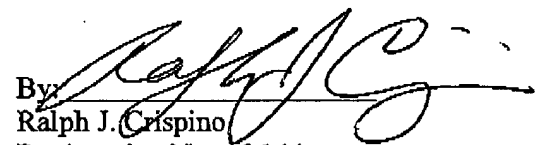
Applicants wish to thank the Examiner for the attention accorded to the instant application. Claims 1-11 were examined.

Claim 1 has been rejected under the judicially created doctrine of obvious-type double patenting as being unpatentable over claims 3 and 24 of U.S. Patent No. 6,680,758, and over claim 13 of co-pending application no. 10/759,387. Applicants submit herewith terminal disclaimers to obviate these rejections.

Claims 1-11 also stand rejected under 35 USC 102(e) as being anticipated by Faris 5,459,591. It is respectfully submitted that the claims as amended are not anticipated by Fairs '591. In particular, Faris '591 does not disclose a logic tree branch for steering electromagnetic energy having a first direction including an active element and a passive element. The active element is for directing said electromagnetic energy into one of first and second paths. The first path is substantially parallel to the first direction and the second path being substantially orthogonal to said first direction. The passive element is disposed in the second path for directing the electromagnetic energy into a path parallel to the first path when said electromagnetic energy is directed into the second path.

Applicants believe that all of the pending claims are now in a condition for allowance. Early notice to that effect is earnestly solicited. No new matter has been added.

Respectfully submitted,

By 
Ralph J. Crispino
Registration No. 46,144

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REVEO, INC.
Customer No. 26665
3 Westchester Plaza
Elmsford, New York 10523
Telephone (914) 798-7270
Facsimile: (914) 345-9558